IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition no. 1535 (S/S) of 2007

Bishan Singh Dhapola
Head Clerk, posted at
Bal Vikas Pariyojna Ukhimath
District Rudraprayag.

…….Petitioner

Versus

1. State of Uttarakhand through
   Secretary, Mahila Sashaktikaran
   Evam Bal Vikas Anubhag
   Uttaranchal Govt. Dehradun.
2. Director/Additional Secretary Mahila
   Sashaktikaran Evam Bal Vikas
   Dehradun.
3. Child Development Officer, Okhimath
   Rudraprayag, District Rudraprayag.
4. District Programme Officer
   Rudraprayag, District Rudraprayag.

…….Respondents.

Sri Gopal Narian and Shri Anil Dabral, learned counsel for the petitioner.
Shri N.P. Sah, learned Standing Counsel for the respondents.

Hon'ble Prafulla C.Pant, J.

Heard learned counsel for the parties.

2. By means of this petition, the petitioner has sought writ in the nature of mandamus, directing the respondents to post the petitioners at some other place where the post of Heard Clerk is available.

3. It appears that the petitioner was Head Clerk in District Programme Office, at Bhimtal. Some enquiry was going on in said office and in connection with that the petitioner was shifted from said office to Bal Vikas Pariyojna Ukhimath, District Rudraprayag.

4. Learned counsel for the petitioner has drawn attention of this Court to annexure-28 to the writ petition, which is copy of letter No. 60 बा0 वि0 परि0/जि0का0 07–08 dated 11.09.2007, sent by District Child Development Project Officer, Ukhimath, Rudraprayag to Director, I.C.D.S., Child Development Project, Dehradun, wherein it is specifically mentioned that no post of Head Clerk is sanctioned in the office of C.D.P.O., Ukhimath, Rudraprayag. The officer has further requested the Director, to post the petitioner at some other place. Learned counsel for the petitioner submitted that the petitioner is not getting salary since April 2007, as there is no post available for him at Ukhimath, Rudraprayag.

5. In the circumstances, this writ petition is summarily disposed of, directing the respondent No. 2 to take a decision on aforesaid letter dated 11.09.2007, within a period of one month from the date of certified copy of this order is

produced before said authority, posting the petitioner at a place where the post is available and where he can draw his salary including the arrears.

Dt. 12.10.2007 **(Prafulla C. Pant,J.)**
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